



From the desk of Michael J. Henderson

For information purposes only

(not official minutes)

Advisory Neighborhood Commission 5C

Monthly Meeting

Tuesday, September 21st, 2010

Harry Thomas Community Service Center

7 PM

The Meeting began at 7:09

Commissioner Edwards stated there was a quorum

Approval of the Minutes – Commissioner Grant – two July meetings; COW, and January 20th meeting of 2010; Commissioner Farmer-Allen motion to approve; motion passed unanimously

Community Comments – Commissioner Farmer- Allen; Pamphlet for St. Martin’s Housing was handed out; Tim Clark has questions about grants; Tim Clark also has concerns that Tim Day is running for Office but still a Commissioner; Commissioner Bonds said there is nothing that is keeping Mr. Clark from being on the grants committee; Commissioner Grant said he has noted his concerns; Commissioner Day said that the city has tried to do away with that law; he sees no reason to leave his office when so many others who ran for office were ANC Commissioners; He acknowledges that he is in breach of the Hatch Act; Commissioner Farmer-Allen said when Robert Brannum was running he did step down; Commissioner Daneker said we have a lot of vacant positions for ANC’s in the city and Commissioner Day’s services have been invaluable to this Commission; and he is proud that Commissioner Day is offering the residents of his Ward a choice; Michael Henderson said he is working with Jioni Palmer and PCDC (Premiere Community Development Corporation) to bring a farmer’s market to Edgewood where the old Safeway was

Commissioner Wright said MBT (Metropolitan Branch Trail) is piloting signage for the trail in Eckington; there were two colors, one tan and one black and white; a couple folks said they liked the black and white more

A resident said he is concerned about the males hanging around Summit and Todd; they are preying on the McKinley Tech kids; a parent’s son was hurt; please be aware; particularly at the stores;



Commissioner Farmer-Allen said there is no loitering law, but she has spoken to the kids; resident said as the McKinley kids go to the stores they are being beaten and robbed; Commissioner Pinkney said Sgt. Boyd came to the Eckington meeting yesterday; he offered us several things we could do; resident said that particular corner at Summit you want to keep your kids away from; encourage kids to use an alternate route; Commissioner Bonds asked Commissioner Farmer-Allen if she could get 5D to have a squad car there when the kids are coming from class (around 4 pm); a trustee at the church said he can stop over himself; Commissioner Bonds said this community just can't tolerate this; resident said he is going to be leasing space in St. Martin's;



United Youth Athletic Club Revised proposal to purchase athletic equipment for about 110 Ward 5 children; and effective audio and visual system; it is not just about sports it is about building character; Commissioner Grant said it is good to receive the invoices directly for the ANC to pay; will have to deduct a few things to keep the amounts "within the box"; Commissioner Bonds spoke about the purchase of a digital camera – no invoice; presenter said he is taking the items off as an amendment; Commissioner Grant said he will have to delete those items from the proposal;

Commissioner Daneker said we can pay portions of invoices and still pay vendors directly; there was also something about how grant would be used from Commissioner Daneker; presenter said he is asking the Commission to write at least two checks which would be made out directly to the vendors; total asking is 5000 dollars; presenter will bring all receipts; Commissioner Daneker said invoices will need to come back which exceed 5000 dollars; that makes it payable under the grant guidelines; Commissioner Bonds reminded us that there grants where receipts were not turned in to previous Commissions; the Commission must turn in all receipts, and these items must be included in the minutes; even great projects don't always turn in their receipts; when that happens we have that amount deducted from our allotment; this has happened on more than one occasion; we are not trying to hold back information we just don't have it; we are working hard to get all the information we need to fulfill grant requirements; Commissioner Day said before we can vote on a grant we must have the corrected grant in hand; then we vote and approve that; the next step must be a corrected grant; Commissioner Farmer-Allen said she would accept the document with the necessary corrections; Commissioner Day must deal with the auditor directly; Commissioner Day said we must have two corrected copies of documents; presenter asked if he can turn it in tomorrow; Commissioner Day said as long as the minutes reflect it; Commissioner Farmer-Allen asked if she can hold the check until the documentation is in either the chairpersons or treasurer's hand; Commissioner Daneker motion that upon receipt of a corrected document that this ANC approve the grant; and that no check shall be issued until so, and the check is made out to the vendor directly; - Marlow Sports 3000 and GTM Sportswear 2000; motion passed with Commissioner Day abstained; will purchase helmets and uniforms for youth in this community

Jioni Palmer (Edgewood resident) and Michael Byfield (from PCDC) have a grant application for a Farmer's Market where the old Safeway was; Commissioner Day said business start ups are not covered nor is maintenance; there are other costs which may be covered in the application (flyers, and such); Jioni Palmer will resubmit the application with updates

Big Bear Liquor License – July 26th met for a roll call; an official “protest group” was established, and met with a mediator; October 6th is the protest hearing; we need to identify all of the witnesses and exhibits at this hearing; at the mediation meeting ABRA mediator stated ANC did not file a protest, so she did not know if the resolution letter would hold great weight; her request is that someone from the Commission be present at the hearing and give testimony; Commissioner Bonds said ABRA has a letter as to their opposition; Commissioner Davenport said the



ANC has 7 days before that date to record a resolution with ABRA and it will still have great weight; Commissioner Bonds said that is NOT what their letter from ABRA said; Commissioner Edwards read it aloud – the Board takes note that ANC5C has voiced opposition to the Big Bear, and that it will have great weight; Commissioner Bonds talked about how the mail takes time to get from point a to b; resolution states that ANC5C is in opposition to Big Bear – operating in an R Zone; it is a public letter, and it spoke to the zoning Big Bear had not changed its zoning status to commercial; Commissioner Davenport asked for clarification about the legality of his business; Commissioner Bonds spoke about the zoning issue again; Commissioner Davenport said he has concerns that she can say he is running an illegal business; Commissioner Ransom spoke to the issue, about how even if a business is grandfathered, when a new business comes in it is required to obtain the zoning variance;



there was some heated discussion; Commissioner Ransom said that is the law, that Commissioner Davenport must obtain the proper zoning or variance; Commissioner Grant confirmed that the ABRA hearing is October 6th; Commissioner Wright pointed out that since Commissioner Ransom did a lot of the fact finding she should be the one to attend the hearing; Commissioner Daneker said this is a zoning issue; this Commission did not approve this application because of the zoning issue; if the zoning is approved then Commissioner Davenport can bring it before us; Commissioner Davenport said he agrees, he just does not want the ANC to state that this business is operating illegally; Commissioner Ransom accepted the request that she represent ANC5C at the hearing; Commissioner Wright asked about a voluntary agreement; another resident said he feels that Commissioner Davenport says that as long as the protest is going forward he does not want to negotiate a voluntary agreement; he does feel that we need to watch our language; he went down to the regulatory commission and found that they don't care because they grand-fathered him in; but there are neighbors who are willing to work with him, and we do need to watch our language; Commissioner Bonds said she hopes the community and Commissioner Davenport

will come together and agree; also, public space committee is involved; this commission received a request from Big Bear for a permit to use the sidewalk; looked at documentation received August 16th; have 30 business days to respond; Big Bear did not have a public space permit and they have now applied for one; Commissioner Daneker motion that ANC5C object to this application at this time until zoning meets and determines the C2A status; motion 2nd; Commissioner Salatti said the café exists today as a business and the license is not connected to that; in other words he can operate as a café and use the sidewalk without the new zoning; Commissioner Daneker said we should not take any further action until Zoning makes a decision; resident asked if the sidewalk space has been paid for; motion passed Commissioner Day and Commissioner Salatti no, Commissioner Wright abstaining



Zoning Text Amendment for Horning Brothers Management/Trinity Square; make two properties remain C1; two shopping centers built in the 80's; have 3 fast-food establishments; law was recently changed; Zoning suggested they make a text amendment so they can have fast food without a drive through – and the space would be grandfathered; want to keep C1 zoning and have ability to just change the text; Commissioner Edwards said he included a drawing of the area; 5912 is already in the zoning regulations, and 701.4 q would be amended to be a restaurant/fast food but no drive-through will be permitted as a matter of right; he feels we are ok with the amendment; hearing scheduled for the 7th; Commission can prepare a letter to submit; Commissioner Edwards motion to accept the request for text amendment at 200 Michigan NE 333 Hawaii Ave NE; the square numbers are in the application; motion 2nd; motion passed unanimously

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Parking Request – Commissioner Bonds – her and Commissioner Pinkney share P street; residents have requested residential parking and zoning permits for the 200 block of P street; 70 percent of the residents have signed petition; Commissioner Day asked for times to be in the application – 7 am -8:30 pm; Commissioner Pinkney 2nd motion; motion passed unanimously

Grant Applications—Commissioners Wright and Day – met with the auditor; grants must be matched up with receipts; HELP Foundation – did not turn in appropriate receipts for their first grant; 2nd HELP grant has not been refunded – for 12,183 thousand dollars; we will be taking measures to deal with Mr. Shabaz; also receipts must match what the grant says (World Missions for example), we have a lot of questions about that grant; we have reduced the amounts of the grants, and we will be dealing directly with the vendors; we are out 41 thousand dollars; All Nations Church cleared; Commissioner Phillips did not meet a deadline; HELP Foundation – no receipts \$2574; Good ground Good life \$3508; Eckington satisfied; Bloomingdale \$4000 not received money back; Commissioner Pinkney snacks and Commissioner Wright snacks; Bates Civic satisfied; Roderick Terry \$1400 not satisfied (receipts); Commissioner Farmer Allen; HELP Foundation \$12 thousand (legal action); World Mission – deduction 5000 dollars and change; Kick Boxing – owe refund about 1500 dollars because receipts did not match up with the scope of the grant; Byte back owes money back also, but Commissioner Ransom said they submitted

receipts tonight; resident said R Street Restoration Committee said submitted report last year (mailed to the chair) receipts were provided to Commissioner Davenport, and he has copies; please submit to the Treasurer; 5000 dollars of World Missions grant fell into "Entertainment" and was also outside the scope of the grant; Dr. Perkins (World Missions) was very upset to be hearing this announced publically; she said she questions the way she is now getting feedback, embarrassed; this is the first time she is hearing this; since she got more than one grant one would assume she was good; if she was not a woman of God she would see a lawsuit; why couldn't someone just pick up the phone and tell her; Dr. Perkins said she has submitted receipts only to be told that she has to submit them again; she hears slander somewhere; Commissioner Bonds said we do not have a final document about grants; Commissioner Farmer-Allen tried to explain the process and how we got to this point; Commissioner Wright said we have to have transparency; Commissioner Day said action plan is to reach out to owners, and he will reach out to all these people (and this is like a full time job); and we should have an independent audit, because the records from 2009 to early 2010 are a disaster; Commissioner Farmer-Allen showed a three-ring binder and said she has the records; Commissioner Day said changes and errors were communicated to the Treasurer but nothing was corrected, and we need a 16-month audit (the auditor will do it); Commissioner Daneker 2nd motion; motion passed unanimously; Commissioner Farmer-Allen said records from 2009 are complete; Tim Clark said it's a systematic failure and should have been fixed, there was a moratorium, as a resident of 5C we should stop handing out money to each and every person; everyone should be a 501C3; easier way to trace the paper; this could have been fixed; another resident said if auditor is disallowing 41 thousand dollars then list is not complete; there was shouting from the audience; *this writer could not record all that was said at this point....* Tim Clark began shouting very loudly...there was so much shouting that Commissioner Bonds declared the meeting adjourned

From the desk of Michael J. Henderson

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For official ANC5C minutes please contact your Commissioner

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